

FEDERAL ELECTION COMMISSION

WASHINGTON, DC 20463

Michael C. Dorf, Esq.
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150 North Michigan Avenue
Suite 2130
Chicago, IL 60601

DFC 2 2 2006

RE: MUR 5718

Citizens for Giannoulias

Demetris Giannoulias, in his official

capacity as Treasurer Alexander Giannoulias

Dear Mr. Dorf:

On March 22, 2006, the Federal Election Commission notified your clients, Citizens for Giannoulias, Demetris Giannoulias, in his official capacity as Treasurer, and Alexander Giannoulias, of a complaint alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended (the "Act"). On November 28, 2006, the Commission found, on the basis of the information in the complaint and information provided by you that there is no reason to believe that your clients violated the Act by financing electioneering communications with non-federal funds. In addition, the Commission dismissed, as a matter of prosecutorial discretion as outlined in *Heckler v. Chaney*, 470 U.S. 821 (1985), the allegation that your clients made an in-kind contribution in the form of a coordinated expenditure in violation of 2 U.S.C. §§ 441a, 441b, and 441i(e).

Documents related to the case will be placed on the public record within 30 days. *See* Statement of Policy Regarding Disclosure of Closed Enforcement and Related Files, 68 Fed. Reg. 70,426 (Dec. 18, 2003). A copy of the General Counsel's Report is enclosed for your information.

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If you have any questions, please contact Jin Lee, the attorney assigned to this matter at (202) 694-1650.

Sincerely,

Lawrence H. Norton General Counsel

Rhonda J. Voselsky By: Rhonda J. Voselingh

Associate General Counsel

for Enforcement

Enclosure

General Counsel's Report

cc: Alexander Giannoulias w/o enclosures